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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

14 HUAWEI TECHNOLOGIES CO., LTD.,  
 15 HUAWEI DEVICE USA, INC., and  
 16 HUAWEI TECHNOLOGIES USA, INC.

17 Plaintiffs / Counterclaim-  
 18 Defendants,  
 v.

19 SAMSUNG ELECTRONICS CO., LTD.,  
 20 SAMSUNG ELECTRONICS AMERICA,  
 21 INC.,

22 Defendants / Counterclaim-  
 23 Plaintiffs,  
 and

24 SAMSUNG RESEARCH AMERICA,

Defendant,

v.

HISILICON TECHNOLOGIES CO., LTD.,

Counterclaim-Defendant.

Case No. 16-cv-02787-WHO

25  
**HUAWEI'S [PROPOSED] ORDER**  
**DENYING SAMSUNG'S PARTIAL**  
**MOTION TO DISMISS UNDER**  
**RULE 12(B)(6)**

26 Date: October 26, 2016  
 27 Time: 2:00 p.m.  
 Courtroom: 2  
 Judge: Hon. William H. Orrick

## ORDER

The Court has considered Defendants' Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Research America, Inc.'s (collectively "Samsung") Partial Motion to Dismiss under Rule 12 (b)(6) (Dkt. 39) and Huawei Technologies Co., Ltd., Huawei Device USA, Inc., and Huawei Technologies USA, Inc.'s (collectively "Huawei") opposition thereto.

IT IS HEREBY ORDERED AND ADJUDGED THAT Samsung's Motion to Dismiss under Rule 12(b)(6) is DENIED.

## IT IS SO ORDERED.

Dated:

## HONORABLE WILLIAM H. ORRICK